

MESSAGE NO: 3042112 MESSAGE DATE: 02/11/1993

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-122-821, A-351-815, A-357-808,
A-423-804, A-433-803

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 11/06/1992 TO 02/04/1993

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: PRELIMINARY DETERMINATIONS OF THE ANTIDUMPING DUTY INVESTIGATIONS
OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM CA, BE, BR, AR, AND
AUSTRIA

MESSAGE NO: 3042112

DATE: 02 11 1993

CATEGORY: ADA

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REFERENCE:

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CASES: A - 357 - 808

A - 433 - 803

A - 423 - 804

A - 351 - 815

A - 122 - 821

- -

PERIOD COVERED: 11 06 1992 TO 02 04 1993

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS

DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: PRELIMINARY DETERMINATIONS OF THE ANTIDUMPING DUTY
INVESTIGATIONS OF CERTAIN COLD-ROLLED CARBON STEEL
FLAT PRODUCTS FROM CA, BE, BR, AR, AND AUSTRIA

1. THE DEPARTMENT OF COMMERCE WILL PUBLISH ON FEBRUARY 4, 1993,
THE NOTICE OF ITS PRELIMINATION DETERMINATIONS OF THE
ANTIDUMPING DUTY INVESTIGATIONS OF CERTAIN HOT-ROLLED CARBON
STEEL FLAT PRODUCTS, CERTAIN COLD-ROLLED CARBON STEEL FLAT
PRODUCTS, CERTAIN CORROSION-RESISTANT CARBON STEEL FLAT PRODUCTS,

AND CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM VARIOUS
COUNTRIES.

2. ONE OF THE FOUR CLASSES OR KINDS OF PRODUCTS COVERED BY THESE INVESTIGATIONS IS CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS. THESE PRODUCTS INCLUDE COLD-ROLLED (COLD-REDUCED) CARBON STEEL FLAT PRODUCTS, OF RECTANGULAR SHAPE, NEITHER CLAD, PLATED NOR COATED WITH METAL, WHETHER OR NOT PAINTED, VARNISHED OR COATED WITH PLASTICS OR OTHER NONMETALLIC SUBSTANCES, IN COILS, AND OF A WIDTH OF 0.5 INCH OR GREATER, OR IN STRAIGHT LENGTHS WHICH, IF OF A THICKNESS LESS THAN 4.75 MILLIMETERS, ARE OF A WIDTH OF 0.5 INCH OR GREATER AND WHICH MEASURES AT LEAST 10 TIMES THE THICKNESS OR IF OF A THICKNESS OF 4.75 MILLIMETERS OR MORE ARE OF A WIDTH WHICH EXCEEDS 150 MILLIMETERS AND MEASURES AT LEAST TWICE THE THICKNESS, AS CURRENTLY CLASSIFIABLE IN THE HTSUS UNDER ITEM NUMBERS

7209.11.0000, 7209.12.0030, 7209.12.0090, 7209.13.0030, 7209.13.0090, 7209.14.0030, 7209.14.0090, 7209.21.0000, 7209.22.0000, 7209.23.0000, 7209.24.1000, 7209.24.5000, 7209.31.0000, 7209.32.0000, 7209.33.0000, 7209.34.0000, 7209.41.0000, 7209.42.0000, 7209.43.0000, 7209.44.0000, 7209.90.0000, 7210.70.3000, 7210.90.9000, 7211.30.1030, 7211.30.1090, 7211.30.3000, 7211.30.5000, 7211.41.1000, 7211.41.3030, 7211.41.3090, 7211.41.5000, 7211.41.7030, 7211.41.7060, 7211.41.7090, 7211.49.1030, 7211.49.1090, 7211.49.3000, 7211.49.5030, 7211.49.5060, 7211.49.5090, 7211.90.0000, 7212.40.1000, 7212.40.5000, 7212.50.0000, 7217.11.1000, 7217.11.2000, 7217.11.3000, 7217.19.1000, 7217.19.5000, 7217.21.1000, 7217.29.1000, 7217.29.5000, 7217.31.1000, 7217.39.1000 AND 7217.39.5000.

EXCLUDED FROM THESE INVESTIGATIONS IS CERTAIN SHADOW MASK STEEL, I.E., ALUMINUM-KILLED, COLD-ROLLED STEEL COIL THAT IS OPEN-COIL ANNEALED, HAS A CARBON CONTENT OF LESS THAN 0.002 PERCENT, IS OF 0.003 TO 0.012 INCH IN THICKNESS, 15 TO 30 INCHES IN WIDTH, AND HAS AN ULTRA FLAT, ISOTROPIC SURFACE.

ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND

CUSTOMS PURPOSES, OUR WRITTEN DESCRIPTION OF THE SCOPE OF THESE

PROCEEDINGS IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THESE CASES HAVE BEEN ASSIGNED THE FOLLOWING INVESTIGATIONS NUMBERS:

ARGENTINA A-357-808

AUSTRIA A-433-803 BELGIUM A-423-804

BRAZIL A-351-815 CANADA A-122-821

4. THE DEPARTMENT HAS MADE A PRELIMINARY DETERMINATION THAT CRITICAL CIRCUMSTANCES EXIST WITH RESPECT TO EXPORTS OF COLD-ROLLED STEEL FROM BELGIUM. THEREFORE WE ARE DIRECTING THE CUSTOMS SERVICE TO SUSPEND LIQUIDATION OF SUCH PRODUCTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER

NOVEMBER 6, 1992, WHICH IS 90 DAYS PRIOR TO THE DATE OF PUBLICATION OF A PRELIMINARY DETRMINATION IN THE FEDERAL REGISTER AND SHALL REQUIRE A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE ESTIMATED PRELIMINARY MARGIN PERCENTAGES LISTED BELOW.

BECAUSE OF THE COMPANION COUNTERVAILING DUTY INVESTIGATIONS, IN AUSTRIA WE ARE REDUCING THE AMOUNT OF THE ANTIDUMPING DEPOSIT RATE BY THE AMOUNT OF THE EXPORT SUBSIDIES FOUND. FOR AUSTRIA, THIS OFFSET SHALL REMAIN IN EFFECT UNTIL APRIL 6, 1993. AFTER THAT DATE THE FULL AMOUNT OF THE ANTIDUMPING DEPOSIT SHALL BE REQUIRED. FOR ARGENTINA, BECAUSE THERE IS AN EXISTING ORDER ON THESE PRODUCTS, THE SAME RATE APPLIES BEFORE AND AFTER APRIL 6, 1993.

FOR ALL EXPORTS OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM ARGENTINA, AUSTRIA, BRAZIL AND CANADA (EXCEPT FOR EXPORTS BY DOFASCO INC, WHOSE MARGIN IS DE MINIMIS), THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF SUCH PRODUCTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE ON OR AFTER FEBRUARY 4, 1993, AND SHALL REQUIRE A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE ESTIMATED PRELIMINARY MARGIN PERCENTAGES LISTED BELOW:

MFR/PROD	CUSTOMS ID	DEPOSIT	DEPOSIT
EXPORTER	NO	UNTIL	EFFECTIVE

4/6/93 4/7/93

ARGENTINA

SOMISA	A-357-808-001	18.53%	18.53%
ALL OTHERS	A-357-808-000	18.53%	18.53%

AUSTRIA

VOEST ALPINE STAHL	A-433-803-001	19.47%	19.50%
ALL OTHERS	A-433-803-000	19.47%	19.50%

BELGIUM

SIDMAR	A-423-804-004	13.10%	13.10%
ALL OTHERS	A-423-804-000	13.10%	13.10%

BRAZIL

CSN	A-351-815-003	8.47%	8.47%
COSIPA	A-351-815-001	88.00%	88.00%
USIMINAS	A-351-815-002	23.54%	23.54%
ALL OTHERS	A-351-815-000	40.00%	40.00%

CANADA

CMP	A-122-821-004	35.75%	35.75%
DOFASCO INC.	A-122-821-001	.47%	.47%

EXCLUDED EXCLUDED

SIDBEC-DOSCO	A-122-821-005	10.16%	10.16%
STELCO	A-122-821-003	3.49%	3.49%
ALL OTHERS	A-122-821-000	10.95%	10.95%

5. IN GENERAL, THE DEPOSIT RATE REQUIRED ON EACH ENTRY WILL BE THAT ASSIGNED TO THE MANUFACTURER OF THE FLAT-ROLLED STEEL PRODUCT. FOR THE ENTRY TO BE ACCEPTED, THE NAME OF THE MANUFACTURER MUST BE CLEARLY IDENTIFIED.

IN THE EVENT THAT THE EXPORTER IS A RESELLER, TRADING COMPANY, OR STEEL SERVICE CENTER, THE FOLLOWING INSTRUCTIONS SHOULD BE FOLLOWED:

(1) IF THE RESELLER, ETC., SIMPLY RE-SELLS THE FLAT-ROLLED STEEL PRODUCT, A DEPOSIT OR BOND EQUAL TO THE RATE ASSIGNED TO THE MANUFACTURER WILL BE REQUIRED.

(2) IF THE RESELLER, ETC., DOES SOME FURTHER PROCESSING BUT DOES NOT TRANSFORM THE FLAT-ROLLED STEEL PRODUCT INTO A CLASS OR KIND OF MERCHANDISE DIFFERENT THAN THAT PURCHASED FROM THE MANUFACTURER, A DEPOSIT OR BOND EQUAL TO THE RATE ASSIGNED TO THE MANUFACTURER WILL BE REQUIRED. (E.G., IF A RESELLER PURCHASES A FOUR-FOOT WIDE COIL OF HOT-ROLLED STEEL AND SLITS IT INTO FOUR ONE-FOOT WIDE COILS OF HOT-ROLLED STEEL.)

(3) IF THE RESELLER, ETC., DOES FURTHER PROCESSING AND CHANGES THE PRODUCT INTO A DIFFERENT CLASS OR KIND OF MERCHANDISE, A DEPOSIT OR BOND EQUAL TO THE "ALL OTHER" RATE FOR THE NEW CLASS OR KIND OF MERCHANDISE WILL BE REQUIRED. (E.G., IF A RESELLER GALVANIZED HOT-ROLLED COIL, THE "ALL OTHERS" RATE FOR CORROSION-RESISTANT STEEL WOULD APPLY.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH BY E-MAIL TO ATTRIBUTE "HQ OAB". OTHER INTERESTED PARTIES SHOULD CONTACT DAVID GOLDBERGER, OR STEVE ALLEY, OFFICE OF ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE AT (202) 482-4136 OR (202) 482-5288 RESPECTIVELY FOR EUROPEAN CASES. FOR ALL OTHER CASES, CONTACT EITHER RICHARD WEIBLE OR ED YANG, OFFICE OF AGREEMENTS COMPLIANCE, AT (202) 482-3793.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

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Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party